

JUN 11 2007

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ROBERT KENNEDY, JR.,
Petitioner,

Civil Action No. 7:07-cv-00261

v.

FINAL ORDER

UNITED STATES OF AMERICA,
Respondent.

By: Hon. Norman K. Moon
United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby

ADJUDGED AND ORDERED

that this action, which the court construes as a motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, shall be and hereby is **DISMISSED** without prejudice; Kennedy's motion to proceed in forma pauperis [Docket #2] is **DENIED as MOOT**; and this case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to petitioner.

ENTER: This 11th day of June, 2007.

[Signature: Norman K. Moon]
United States District Judge